



*TRW*

3736  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/938,533  
Applicant : MULLER, ET AL.  
Filed : AUGUST 27, 2001  
Title : AT LEAST PARTIALLY IMPLANTABLE HEARING SYSTEM

Art Unit : 3736  
Examiner : FOREMAN, JONATHAN M.

Atty Docket No. : COCH-0183-US1

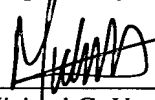
Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The below-identified communication(s) is (are) submitted in the above-captioned application or proceeding:

- ☒ Response and Amendment Under 37 C.F.R. §1.111 (seventeen (17) pages)
- ☒ Fee Transmittal For FY 2006 (one (1) page in duplicate)
- ☒ Credit Card Payment Form (one (1) page)

Respectfully submitted,

  
\_\_\_\_\_  
Michael G. Verga, Esq.  
Reg. No. 39,410  
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September 15, 2006

# Patent Fee Transmittal for FY 2006

☐ Applicant(s) Claims Small Entity Status 37 C.F.R. 1.27

**TOTAL AMOUNT OF PAYMENT**

**\$250.00**

Application No. 09/938,533  
Filing Date 27-Aug-01  
Named Inventor MÜLLER, et al.  
Examiner Name FOREMAN, Jonathan M.  
Art Unit 3736  
Attorney Docket No. COCH-0183-US1

## FEE CALCULATION

### 1. Filing Fees

Application Type	Description	Large Entity		Small Entity		Paid
		Code	(\$)	Code	(\$)	
Utility	Basic	1011	300	2011	150	\$ -
	Examination	1311	200	2311	100	\$ -
	Search	1111	500	2111	250	\$ -
Design	Basic	1012	200	2012	100	\$ -
	Examination	1312	130	2312	65	\$ -
	Search	1112	100	2112	50	\$ -
Plant	Basic	1013	200	2013	100	\$ -
	Examination	1313	160	2313	80	\$ -
	Search	1113	300	2113	150	\$ -
Reissue	Basic	1014	300	2014	150	\$ -
	Examination	1114	600	2114	300	\$ -
	Search	1314	500	2314	250	\$ -
Provisional	Basic	1005	200	2005	100	\$ -
National Stage	Basic	1631	300	2631	150	\$ -
	Examination	1633	200	2633	100	\$ -
	Search	1632	500	2632	250	\$ -

### 2. Extra Claim Fee

a. Claims as Filed

Large Entity	Small Entity	Paid
Code (\$)	Code (\$)	
1201 50	2201 25	\$ -
1202 200	2202 100	\$ -
1203 360	2203 180	\$ -

Extra Claims: Total Claims 0 - 20 = 0 x; Independent 0 - 3 = 0 x; Multiple Dependent

### b. Claims as Amended

Large Entity	Small Entity	Paid
Code (\$)	Code (\$)	
1201 50	2201 25	\$ 50
1202 200	2202 100	\$ 200
1203 360	2203 180	\$ -

After Amnt Highest Paid Present Extra: Total Claims 39 - 38 = 1 x; Independent 4 - 3 = 1 x; First Presentation of Multiple Dependent

### 3. Extra Page Fee

Large Entity	Small Entity	Paid
Code (\$)	Code (\$)	
1081 250	2081 125	\$ -

Total Pages 0 Extra Pages 0

### Subtotal for Application Fees

1 \$ - + 2 \$ 250 + 3 \$ - = \$ 250

### 4. Additional Fees

Description	Large Entity		Small Entity		Paid
	Code	(\$)	Code	(\$)	
Extension for response first month	1251	120	2251	60	\$ -
Extension for response second month	1252	450	2252	225	\$ -
Extension for response third month	1253	1,020	2253	510	\$ -
Extension for response fourth month	1254	1,590	2254	795	\$ -
Extension for response fifth month	1255	2,160	2255	1,080	\$ -
Notice of Appeal	1401	500	2401	250	\$ -
Filing a Brief in Support of an Appeal	1402	500	2402	250	\$ -
Request for Oral hearing	1403	1,000	2403	500	\$ -
Petitions under 1.17(f)	1462	400	1462	400	\$ -
Petitions under 1.17(g)	1463	200	1463	200	\$ -
Petitions under 1.17(h)	1464	130	1464	130	\$ -
Petition - public use proceeding	1451	1,510	1451	1,510	\$ -
Petition to Revive - Unavoidable	1452	500	2452	250	\$ -
Petition to Revive - Unintentional	1453	1,500	2453	750	\$ -
Utility Issue Fee	1501	1,400	2501	700	\$ -
Design Issue Fee	1502	800	2502	400	\$ -
Plant Issue Fee	1503	1,100	2503	550	\$ -
Reissue Issue Fee	1511	1,400	2511	700	\$ -
Publication Fee	1504	300	1504	300	\$ -
Statutory Disclaimer	1814	130	2814	65	\$ -

Description (cont.)	Large Entity		Small Entity		Paid
	Code	(\$)	Code	(\$)	
Recording each Assignment	8021	40	8021	40	\$ -
Submission of IDS	1806	180	1806	180	\$ -
Request for Cont. Examination (RCE)	1801	790	2801	395	\$ -
Filing Submission After Final	1809	790	2809	395	\$ -
Surcharge - late filing fee or oath	1051	130	2051	65	\$ -
Surcharge - late provisional fee	1052	50	2052	25	\$ -
Non-English Specification	1053	130	1053	130	\$ -
Processing Fee 37 CFR 1.17(q)	1807	50	1807	50	\$ -
Request for Ex Parte Reexamination	1812	2,520	1812	2,520	\$ -
Request Pub. of SIR prior to action	1804	920	1804	920	\$ -
Request Pub. of SIR after action	1805	1,840	1805	1,840	\$ -
Each Add. Invention Examined	1810	790	2810	395	\$ -
Expedited Examination (Design)	1802	900	1802	900	\$ -
Unintentionally Delayed Priority Claim	1453	1,370	1453	1,370	\$ -
Certificate of Correction	1811	100	1811	100	\$ -
Maintenance Fees 3.5 years	1551	900	2551	450	\$ -
Maintenance Fees 7.5 years	1552	2,300	2552	1,150	\$ -
Maintenance Fees 11.5 years	1553	3,800	2553	1,900	\$ -
Surcharge - Late Payment 6 mos.	1554	130	2554	65	\$ -
Other fee					\$ -

Additional Fee Subtotal 4 \$ -

### METHOD OF PAYMENT (Check all that apply)

☒ Credit Card (Provide credit card information and authorization on PTO-2038)

☒ Deposit Account No.

10-0233-COCH-0183-US1

For the above-identified deposit account, the Director is hereby authorized to:

☐ To charge the above-identified fee.

☒ To charge any additional fees which may be required under 37 CFR 1.16, 1.17, 1.18, 1.20 and 1.492 or credit any overpayment to the deposit account number listed above.

Submitted by:

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Firm Jagtiani + Gutttag  
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Telephone 703.591.2664 Fax 703.591.5907

Signature

September 15, 2006

Date



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**RESPONSE AND AMENDMENT UNDER 37 C.F.R. §1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed June 16, 2006, Applicants submit the following Amendments and Remarks.

It is not believed that extension for time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to allow consideration of this paper, then such extensions of time are hereby petitioned under 37 CFR §1.136(a), and any fees required therefore, including fees for net addition of claims, are hereby authorized to be charged to Deposit Account No. 10-0233-COCH-0183-US1.

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.

09/18/2006 SDEK80B1 00000002 09938533

01 FC:1201  
02 FC:1202

200.00 OP  
50.00 OP